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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/691,782	10/19/2000	Scott R. Smith	760-3 RES

Mark E Baron Esq
Hoffman & Baron LLP
6900 Jericho Turnpike
Syosset, NY 11791

FORMALITIES LETTER



OC000000005586483

Date Mailed: 11/30/2000

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$98.
 - \$18 for 1 total claims over 20.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- Consent of assignee is missing. 37 CFR 1.172 requires that a reissue oath/declaration be accompanied by the written consent of all assignees.
- The balance due by applicant is \$ 938.

A copy of this notice **MUST** be returned with the reply.

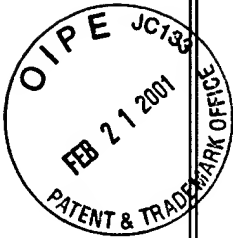
W New to
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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04 FC:105

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Smith et al.

Examiner: Unassigned

Serial No.: 09/691,782

Group Art Unit: 3738

Filed: October 19, 2000

Docket: 760-3 RES

For: COVERED STENT

Dated: February 16, 2001

I hereby certify that this correspondence is being deposited with United States Postal Service as first class mail, postpaid in an envelope, addressed to: Assistant Commissioner For Patents, Washington, D.C.

20231 on February 16, 2001

Signed Barbara Kemmlein

Assistant Commissioner For Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF REISSUE APPLICATION - FILING DATE GRANTED**

Sir:

In response to the Notice To File Missing Parts of Reissue Application mailed November 30, 2000, enclosed herewith are the following:

1. Copy of Notice to File Missing Parts of Reissue Application - Filing Date Granted.
2. Check in the amount of \$130.00 representing the surcharge fee for filing a late Declaration.
3. Check in the amount of \$808.00 representing the Filing Fee of \$710.00 and Extra Claims Fee of \$98.00.
4. Check in the amount of \$110.00 representing One Month Extension of Time fee.
5. Reissue Declaration executed by Inventors Scott R. Smith, David Sogard and Susan Shoemaker.

6. Consent of Assigning as required by 37 C.F.R. §1.172.
7. Statement under 37 C.F.R. § 3.73(b) establishing right of assignee to take action on the case.

Please charge any deficiencies or credit any overpayment in these fees to deposit account no. 08-2461. A duplicate of this transmittal is enclosed.

In view of the documents submitted herewith, Applicant respectfully urges that the application is in condition for examination. Please direct any questions regarding this submission to Applicants' undersigned attorney.

Respectfully submitted,



Mark E. Baron
Registration No.: 46,150
Attorney for Applicant(s)

HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, NY 11791
(973) 331-1700